



U.S. Department of Justice

United States Attorney  
Southern District of New York

86 Chambers Street, 3<sup>rd</sup> Floor  
New York, New York 10007

August 8, 2007

**VIA FACSIMILE**

Hon. Paul A. Crotty  
United States District Judge  
Daniel Patrick Moynihan United States Courthouse  
500 Pearl Street, Room 735  
New York, New York 10007

USDS SDNY  
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ELECTRONICALLY FILED  
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Re: Viruet v. United States of America  
07-cv-3710 (PAC)

Dear Judge Crotty:

This Office represents the defendant, the United States of America (the "Government"), in the above-referenced tax refund action. We write to request an extension of 30 days, or until September 7, 2007, for the Government to answer or otherwise respond to the Complaint. The extension is requested because the Government continues to work with Plaintiff's counsel and HSBC to attempt to resolve the key issue in this case: the whereabouts of Plaintiff's tax refund of \$5,858. The Government believes that this extension would enable the parties to resolve the matter without further litigation.


This is the Government's second request for an extension. Plaintiff consents to this extension request. The Government's prior request for an extension was granted, extending the deadline for the Government's response until August 8, 2007.

Thank you for your consideration of this request.

Respectfully,

MICHAEL J. GARCIA  
United States Attorney  
for the Southern District of New York

By:

  
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Assistant United States Attorney  
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SO ORDERED:

  
HON. PAUL A. CROTTY  
UNITED STATES DISTRICT JUDGE

cc: Elizabeth A. Maresca, Esq. (via Facsimile and First Class Mail)  
Lincoln Square Legal Services, Inc.  
33 West 60<sup>th</sup> Street - Floor 9  
New York, New York 10023

MEMO ENDORSED